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Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFH 1.53(b))
Attorney Docket No. <u>03801.P040</u>
(maximum 12 characters) First Named Inventor Reed MALTZMAN
Title: METHOD AND SYSTEM TO ENABLE A FIXED PRICE PURCHASE WITHIN AN ONLINE AUCTION ENVIRONMENT
Express Mail Label No. EL617209465US

ADDRESS TO: **Assistant Commissioner for Patents Box Patent Application**

Washington, D. C. 20231

		ELEMENTS pter 600 concerning utility patent application contents.							
1.	_ <u>X</u>	Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original, and a duplicate for fee processing)							
2.		Applicant Claims Small Entity Status. (37 CFR 1.27)							
3.	_X	Specification (Total Pages) (preferred arrangement set forth below) - Descriptive Title of the Invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure							
4.	x	Drawings(s) (35 USC 113) (Total Sheets 10)							
5.	_x_	Oath or Declaration (Total Pages <u>5</u>)							
		a. X Newly Executed (Original or Copy)							
		b Copy from a Prior Application (37 CFR 1.63(d)) (for Continuation/Divisional with Box 17 completed)							
		i <u>DELETIONS OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).							
		c Unsigned.							
6.		Application Data Sheet. (37 CFR 1.76)							
7.		CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)							
8.	716 -	Nucleotide and/or Amino Acid Sequence Submission							
	(if applicable, a	, all necessary) Computer Readable Form (CRF)							
	b	Specification Sequence Listing on: iCD-ROM or CD-R (2 copies); or iipaper							
L	c	Statement verifying identity of above copies							

2/15/01

-1-

ACCOMPANYING APPLICATION PARTS
9. X Assignment Papers (cover sheet & documents(s)) 10. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
b. Power of Attorney
11 English Translation Document (if applicable)
12. X a. Information Disclosure Statement (IDS)/PTO-1449
X b. Copies of IDS Citations
13. Preliminary Amendment
14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. X Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17 Other:
and a supplied information
18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information: Continuation Divisional Continuation-in-part (CIP) Of Prior Application No.: Examiner Group Art Unit (which is a continuation/ divisional/ CIP of prior application no, which is a continuation/ divisional/ CIP of prior application no, (List entire chain of priority)
Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority. For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. 18B. Statement under 37 CFR 3.73(b) for continuing application: The undersigned states that
19. Correspondence Address
Customer Number or Bar Code Label or (Insert Customer No. or Attach Bar Code Label here X Correspondence Address Below
NAME André L. Marais
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
ADDRESS 12400 Wilshire Boulevard
Seventh Floor
CITY Los Angeles STATE California ZIP CODE 90025-1026
Country <u>U.S.A.</u> TELEPHONE <u>(408) 720-8300</u> FAX <u>(408) 720-9397</u>
Name (PRINT/TYPE): André L. Marais Registration No.: P 48,095

PTO/SB/35(11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Reed MALTZMAN

Title METHOD AND SYSTEM TO ENABLE A FIXED PRICE PURCHASE WITHIN AN ONLINE

AUCTION ENVIRONMENT

Attorney Docket No. 03801.P040

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

03/28/01 Date

André L. Marais

Typed or Printed Name

P 48,095

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

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	[x]	Charge	Any Ac	dditional Fee Required Under 37 CFR	1.16 and 1.17
	[]	Applica	nt clain	ns small entity status. See 37 CFR 1	.27
2.	X	Payme	nt Enclo	osed: X Check	
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FEE CALCULATION (continued)

3. ADDITIONAL FEES

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Fee	Fee	Fee	Fee	Fee Description Fee Paid	
Code	(\$)	Code	(\$)	1 CC DOCCHIPATON	
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee	
				or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to	
				Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after	
				Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,5 <u>10</u>	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,240	241	620	Petition to revive - unintentional	,
142	1,240	242	620	Utility issue fee (or reissue)	•
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	-
123	50	123	50	Processing fee under 37 CFR 1.17(q)	-
126	180	126	180	Submission of Information Disclosure Stmt	-
581	40	581	40	Recording each patent assignment per	
				property (times number of properties) 40.00	-
146	710	246	355	For filing a submission after final rejection	
١				(see 37 CFR 1.129(a))	-
149	710	249	355	For each additional invention to be examined	
				(see 37 CFR 1.129(b))	-
179	710	279	355	Request for Continued Examination (RCE)	-
169	900	169	900	Request for expedited examination of a design	
l				application	-
195	300	195	300	Publication fee for early, voluntary, or normal	
		400	000	publication	-
196	300	196	300	Publication fee for republication	-
194	130	194	130	Request for voluntary publication or republication	-
098	130	098	130	Processing fee under 37 CFR 1.17(i) Acceptance of unintentionally delayed claim for priority	-
091	1,240	091	1,240	Acceptance of unintentionally delayed claim for priority	-
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